

CLEAN AIR ACT7-57. Section 309 Review Process

1. AUTHORITY. To review and comment on Region-specific Environmental Impact Statements (EISs). This includes the authority to:

- a. Review, comment and make recommendations on Findings of No Significant Impact (FONSI).
- b. Review, comment and make recommendations on Environmental Assessments (EAs).
- c. Review, comment and make recommendations on draft and final Environmental Impact Statements (EISs).
- d. Review, comment and make recommendations on draft and final supplemental EISs.
- e. Assign Lack of Objections (LO), Environmental Concerns (EC), Adequate (1), and Insufficient Information (2) ratings to draft EISs.
- f. Assign Environmental Objections (EO) ratings to draft EISs.
- g. Recommend to the Regional Administrator that a draft EIS be rated Environmentally Unsatisfactory (EU) or Inadequate (3) or both.

2. TO WHOM DELEGATED.

- a. These authorities are delegated to the Director of the Environmental Assessment and Innovation Division (EAID) ~~Environmental Services Division (ESD).~~
- b. The authorities in 1.a., 1.b., 1.c., 1.d., 1.e. and 1.f. are delegated to the Chief and the Deputy of the ~~Office of Environmental Programs (OEP), ESD.~~ Environmental Programs Branch (EPB), EAID.
- c. The authorities in 1.a., 1.b., 1.c., 1.d. and 1.e. are delegated to the NEPA Program Team Leader, EPB, ~~ESD~~ EAID.

3. LIMITATIONS.

- a. The Regional Administrator must obtain concurrence from the Assistant Administrator for Enforcement and Compliance Assurance before assigning Environmentally Unsatisfactory (EU) and Inadequate (3) classifications to draft EISs.

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3. LIMITATIONS (Cont.).

b. The final referral of an action to the Council on Environmental Quality for resolution is reserved for the Administrator.

c. Authority to act on multi-regional EISs and regulations proposed by other Federal agencies is reserved to the Director, Office of Federal Activities.

4. ADDITIONAL REFERENCE.

a. EPA Manual 1640, Policy and Procedures for the Review of Federal Actions Impacting the Environment, 1984 ed.

Date 3/27/98

/s/ Thomas C. Voltaggio
W. Michael McCabe
Regional Administrator